

Hon. Salvador Mendoza, Jr.

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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON AT SPOKANE

ALEX MCVICKER and MARK  
MOSS, individually and on behalf of  
all others similarly situated,

Plaintiffs,

v.

GIGA WATT, INC.; GIGAGWATT  
PTE LTD.; CRYPTONOMOS PTE.  
LTD.; DAVE CARLSON; LEONID  
MARKIN; and EDWARD  
KHAPTAKHAEV, a foreign  
corporation,

Defendants.

RAYMOND BALESTRA,  
individually and on behalf of all others  
similarly situated,

Plaintiffs,

v.

GIGA WATT, INC., ET AL.,

Defendants.

No. 2:18-cv-00103-SMJ

(Consolidated with  
No. 2:18-cv-00100)

ORDER ON DEFENDANTS'  
MOTION TO DISMISS UNDER  
RULE 12(b)(6)

[PROPOSED]

1 THIS MATTER, having come before the Court on Defendants' Motion to  
2 Dismiss Pursuant to Rule 12(b)(6), the Court having reviewed the records and  
3 files herein, and specifically:

- 4 1. Plaintiffs' Amended Complaint;  
5 2. Defendants' Rule 12(b)(6) Motion to Dismiss;  
6 3. Declaration Attaching White Paper;  
7 4. Plaintiffs' Response to Defendants' Rule 12(b)(6) Motion to  
8 Dismiss, if any;

9 5. Defendants' Reply on Rule 12(b)(6) Motion to Dismiss;  
10 and the Court being fully advised in the premises, now, therefore, it is  
11 ORDERED that

- 12 1. Defendants' Rule 12(b)(6) Motion to Dismiss is hereby GRANTED.  
13 2. Plaintiff's Amended Complaint (Dkt 22), is hereby dismissed with  
14 Prejudice, and all defendants are dismissed from this lawsuit with prejudice for all  
15 purposes.

16 There being no just reason for delay, the Clerk is instructed to immediately  
17 enter this order and close the case.

18 ENTERED this \_\_\_\_ day of \_\_\_\_\_, 2019.

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22 \_\_\_\_\_  
23 Hon. Salvador Mendoza, Jr.  
24 U.S. District Court Judge  
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